



The East Punjab Tractor Cultivation (Recovery of Charges) Act, 1949

Act 11 of 1949

Keyword(s):

Cultivator, Tractor, Tractor Cultivation, Tractor Cultivation Charges

DISCLAIMER: This document is being furnished to you for your information by PRS Legislative Research (PRS). The contents of this document have been obtained from sources PRS believes to be reliable. These contents have not been independently verified, and PRS makes no representation or warranty as to the accuracy, completeness or correctness. In some cases the Principal Act and/or Amendment Act may not be available. Principal Acts may or may not include subsequent amendments. For authoritative text, please contact the relevant state department concerned or refer to the latest government publication or the gazette notification. Any person using this material should take their own professional and legal advice before acting on any information contained in this document. PRS or any persons connected with it do not accept any liability arising from the use of this document. PRS or any persons connected with it shall not be in any way responsible for any loss, damage, or distress to any person on account of any action taken or not taken on the basis of this document.

**THE EAST PUNJAB TRACTOR CULTIVATION
(RECOVERY OF CHARGES) ACT, 1949**

TABLE OF CONTENTS

SECTION.

1. Short title and extent.
2. Interpretation.
3. Application for tractor cultivation.
4. Procedure in dealing with applications.
5. Notice of demand.
6. Period within which payment is to be made.
7. Recovery of outstanding dues as arrears of land revenue.
8. Delegation.
9. Rules.

**THE EAST PUNJAB TRACTOR CULTIVATION
(RECOVERY OF CHARGES) ACT, 1949.**

EAST PUNJAB ACT NO. 11 OF 1949.

[Received the assent of His Excellency the Governor on the 14th April, 1949, and first published in the East Punjab Government Gazette (Extraordinary) of April 18, 1949].

1	2	3	4
Year	No.	Short title	Whether repealed or otherwise affected by legislation
1949	11	The East Punjab Tractor Cultivation (Recovery of Charges) Act, 1949	Amended in part by the Adaptation of Laws Order, 1950 Amended in part by the Adaptation of Laws (Third Amendment) Order, 1951 Amended in part by Punjab Act 24 of 1953 ² Extended to Pepsu Territory by Punjab Act 18 of 1958 ³ .

An Act to provide for the cultivation of certain areas by means of tractors by the Department of Agriculture, ⁴[Punjab], and for the recovery of the charges in respect of such cultivation

It is hereby enacted as follows:—

1. (1) This Act may be called the East Punjab Tractor Cultivation (Recovery of Charges) Act, 1949. Short title and extent.

¹For Statement of Objects and Reasons, see *East Punjab Government Gazette* (Extraordinary), page 138; for proceedings in the Assembly, see *East Punjab Legislative Assembly Debates*, Volume III, 1949, pages (24) 72—75.

²For Statement of Objects and Reasons, see *Punjab Government Gazette* (Extraordinary), dated 16th April, 1953, page 535.

³For statement of Objects and reasons, see *Punjab Government Gazette* (Extraordinary), 1958, page 546 k.

⁴Substituted for the words "East Punjab" by the Adaptation of Laws (Third Amendment) Order, 1951.

(2) It extends to the whole of the ¹[State] of ²[Punjab].

Interpretations.

2. In this Act, unless there is anything repugnant in the subject or context,—

(a) “cultivator” means a person who actually cultivates the soil himself or through members of his household, or gets it cultivated by hired labour or by a tenant;

(b) “director” means the Director of Agriculture, ²[Punjab];

(c) “prescribed” means prescribed by rules made under this Act;

* * * *

³(d) “tractor” means a tractor owned by or worked under the control of the Department of Agriculture, ²[Punjab];

³[⁴(e) “tractor cultivation” means any agricultural operation carried on with the help of tractors such as ploughing, harrowing, discing, sowing, or harvesting and includes any other operation for the purpose of reclaiming *banjar* land;]

⁴[(f) “tractor cultivation charges” means the charges recoverable on account of tractor cultivation.

Application for
Tractor Cultivation.

3. (1) Any cultivator may make an application in writing to the Director for having any agricultural operation performed by tractors on his land or any part of it.

¹ Substituted for “Province” by Adaptation of Laws Order, 1950.

² Substituted for “East Punjab” by Adaptation of Laws Order, 1950.

³ Clause (d) omitted by Punjab Act, 24 of 1953, section 2 and subsequent clauses (e) (f), and (g) re-lettered as (d), (e) and (f).

⁴ Substituted for the old clause by Punjab Act 24 of 1953, section 2(ii)

(2) Such application shall be accompanied by a deposit, made in the prescribed manner, of ¹[* *] tractor cultivation charges according to the prescribed scale:

Provided that—

(1) in exceptional cases, Director may require only such part as he may specify of the full cultivation charges to be deposited with the application.

¹[(2) * * * * *

4. (1) If the Director accepts an application made under section 3 he shall take all steps necessary in connection therewith. Procedure in dealing with applications.

(2) In case such application is rejected, any deposit made with the application shall be refunded in the prescribed manner to the applicant.

5. As soon as may be after the tractor cultivation has been completed, the Director shall in respect of such cultivation serve on the cultivator a notice of demand specifying the amount due from him after taking into account the deposit, if any, made by him. Notice of demand.

²[6. A cultivator whose land has been brought under tractor cultivation shall, within one month or such further time as may be allowed from the date of the receipt of the notice of demand under section 5, deposit in the prescribed manner the amount specified in that notice or in such other manner and in such instalments as may be allowed in this behalf]. Period within which payment is to be made.

7. If any cultivator fails to make payment as specified in section 6, the sum due from him shall be recoverable as arrears of land revenue. Recovery of outstanding dues as arrears of a land revenue.

¹The word "full" and proviso (2) omitted by Punjab Act, 24 of 1953, section 3 (i) and (ii).

²Substituted for the old section by *ibid*, section 4.

Delegation.

8. The Director may delegate any or all of his powers and functions under the Act to any officer of the ¹[State] Government.

Rules.

9. (1) The ¹[State] Government may by notification make ² rules for the purposes of carrying into effect the provisions of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, the ¹[State] Government may make rules regulating or determining all or any of the following matters:—

- (a) the mode of making a deposit under sub-section (2) of section 3;
- (b) the scale of tractor cultivation charges;
- (c) the mode of making a refund under sub-section (2) of section 4;
- (d) the manner of making payment under **** 3 **** section 6.

¹Substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.

²For rules, see East Punjab Government notification No. 1581-Agr-49/125, dated 8th September, 1949.

³The words, figures and and brackets "sub-section (1) or sub-section (2) of" omitted by Punjab Act, 24 of 1953, section 5, Act 24 of 1953, shall be deemed to have come into force on 16th April, 1953.